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ALTA-DUTCH FLAT UNION SCHOOL DISTRICT and
PLACER COUNTY OFFICE OF EDUCATION

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

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|---|---|----------------------------------|
| B.S., a minor, By and Through L.S., His |) | Case No. CIV. S-05-145 LKK PAN |
| Guardian Ad Litem, |) | |
| |) | REQUEST FOR COURT SETTLEMENT |
| Plaintiff, |) | CONFERENCE, SIGNED WAIVER |
| |) | REGARDING ASSIGNED MAGISTRATE |
| v. |) | JUDGE ACTING AS SETTLEMENT |
| |) | CONFERENCE OFFICIAL AND PROPOSED |
| ALTA-DUTCH FLAT UNION SCHOOL |) | ORDER |
| DISTRICT and PLACER COUNTY OFFICE |) | |
| OF EDUCATION, |) | |
| |) | |
| Defendants. |) | |
| |) | |
| |) | |

Defendants ALTA-DUTCH FLAT UNION SCHOOL DISTRICT (hereafter "District") and PLACER COUNTY OFFICE OF EDUCATION (hereafter "PCOE") (hereafter collectively "Defendants") and Plaintiff B.S., a minor, By and Through L.S., His Guardian Ad Litem (hereafter "Plaintiff") hereby request a settlement conference at a date convenient to the assigned Magistrate Judge and counsel, and affirmatively request that the assigned Magistrate Judge participate in the conference. At present, Magistrate Nowinski's clerk has indicated August 1, 2005, at 9:00 a.m., is available for a settlement conference.

Additionally, since Defendants and Plaintiff will be participating in the Settlement Conference in good faith, and fully expect to reach a favorable settlement, the parties respectfully request that the date set by the Court for filing Summary Judgment motions, August 23, 2005, and the subsequent

1 hearing, October 11, 2005, be continued to dates to be determined by the Court, but which are at least
2 a ninety (90) days extension of the deadlines.

3 IT IS HEREBY STIPULATED AND AGREED by and between counsel for Plaintiff and
4 Defendants that the assigned Magistrate Judge participate in a settlement conference on a date to be
5 determined by the Magistrate Judge.

6 IT IS ALSO HEREBY STIPULATED AND AGREED by and between counsel for Plaintiff
7 and Defendants that the dates for filing of summary judgment motions and the subsequent hearing on
8 the motions be continued to dates to be determined by the Court.

9 GIRARD & VINSON, LLP

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11 Dated: July 14, 2005.

By /s/ Christian M. Keiner
CHRISTIAN M. KEINER
Attorneys for ALTA-DUTCH FLAT UNION HIGH SCHOOL
DISTRICT and PLACER COUNTY OFFICE OF
EDUCATION

14 VARMA & CLANCY

15
16 Dated: July 15, 2005.

By Original Signature on file
BOB VARMA
Attorneys for B.S., a minor, By and Through L.S., His
Guardian Ad Litem

O R D E R

IT IS HEREBY ORDERED that a Settlement Conference is now SET before the Honorable Peter A. Nowinski on August 1, 2005 at 9:00 a.m. Counsel are directed to submit settlement conference statements to the settlement judge **not later than seven (7) days prior to the conference.** At counsel's option, such statements may be submitted in confidence pursuant to Local Rule 16-270(d). Each party is further directed to have a principal capable of disposition at the Settlement Conference or to be fully authorized to settle the matter on any terms and at the Settlement Conference.

The parties' request to continue the dates contained in the court's Status Order is DENIED.

Dated: July 21, 2005.

/s/Lawrence K. Karlton
Lawrence K. Karlton
Senior Judge